

UNITED STATES BANKRUPTCY COURT
Southern District of New York

MEDIATOR'S FINAL REPORT

1. Case name: Irving H. Picard v. Kostin Company et. al.
2. a. Case #: 08-01789 b. Adversary # (if applic.): 10-04950
3. Nature of dispute: Action to recover fraudulent transfers
4. Date of mediator appointment: September 14, 2011
5. a. Has case settled?: No
[] Yes, before first meeting [] Yes, in mediation [] Yes, after mediation, if you know [x] Case did not settle
b. If settled, how long from appointment to settlement of case?: _____
c. What were the principal terms of the settlement? (Annex a brief description if necessary): _____

6. a. What was total fee?: \$9,500 b. How was it paid?: by Plaintiff

7. Please list persons in attendance (including party association, i.e., defendant, plaintiff):

<u>Francis G. Conrad (Mediator)</u>	<u>Jason D. Cabico (Counsel for Plaintiff)</u>
<u>Marc E. Hirschfield (Counsel for Plaintiff)</u>	<u>Bernard J. Garbutt III (Counsel for Defendants)</u>
<u>Heather J. McDonald (Counsel for Plaintiff)</u>	<u>Susan Kostin (Defendant)</u>
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<u>Kimberly M. Maynard (Counsel for Plaintiff)</u>	_____
8. Please provide the names, addresses, and telephone numbers of counsel:
Name: Heather J. McDonald, Counsel for Plaintiff Name: Bernard J. Garbutt III, Counsel for Defendants
Address: Baker Hostetler, LLP Address: Morgan, Lewis & Bockius LLP
.

<u>45 Rockefeller Plaza, New York, NY 10111</u>	<u>101 Park Avenue, New York, NY 10178</u>
Phone: <u>212.589.4200</u>	Phone: <u>212.306.6000</u>

Signature of Mediator: /s/ Francis G. Conrad **Date** 17 April 2014

Address : PO Box 80
Point Lookout, New York 11569 Phone: 516 835 2287

